

with a motion previously adopted in the Senate.

## APPENDIX

### Sent to Governor

February 18, 1971

S. C. R. No. 26

S. C. R. No. 22

S. C. R. No. 25

### TWENTY-FOURTH DAY

(Monday, February 22, 1971)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

### Absent—Excused

Blanchard                      Hightower

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 18, 1971 was dispensed with and the Journal was approved.

### Leaves of Absence

Senator Hightower was granted leave of absence for today on account

of important business on motion of Senator Aikin.

Senator Blanchard was granted leave of absence for today on account of important business on motion of Senator Watson.

### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
February 22, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 28, Correcting S. B. No. 228.

S. B. No. 256, A bill to be entitled "An Act providing for temporary suspension of allocations of certain funds out of the Omnibus Tax Clearance Fund; and declaring an emergency."

H. B. No. 499, A bill to be entitled "An Act appropriating funds to the Attorney General's Office, the Industrial Accident Board, and the Comptroller of Public Accounts; transferring out of current appropriations to the House of Representatives funds to finance the appropriations authorized in this Act; and declaring an emergency."

H. B. No. 229, A bill to be entitled "An Act relating to the assessment equalization and collection of taxes by the Lovelady Independent School District; amending Section 4, Chapter 33, Special Laws, 36th Legislature, 2nd Called Session, 1919; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

### Reports of Standing Committees

Senator Mauzy submitted the following report for the Committee on Education:

H. B. No. 84.

Senator Watson submitted the following report for the Committee on Insurance:

S. B. No. 31 (Amended.)

**Senate Bills and Resolution on  
First Reading**

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

By Senators Schwartz, Jordan, Wallace, Mauzy, Christie, Bridges, McKool, Wilson, Harrington, Watson, Kothmann and Bernal:

S. B. No. 362, A bill to be entitled "An Act providing for the regulation by the State Department of Health of certain commercial transactions involving hazardous substances; providing a penalty for violations; and declaring an emergency."

To Committee on Public Health.

By Senator Kennard:

S. B. No. 363, A bill to be entitled "An Act amending Section 1, Chapter 472, Acts of the 59th Legislature, 1965 (Article 2326j-52, Vernon's Texas Civil Statutes); and repealing Section 11, Chapter 761, Acts of the 61st Legislature, 1969 (Article 2338-15c, Vernon's Texas Civil Statutes), relating to salaries of court reporters for designated courts in Tarrant County; and declaring an emergency."

To Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 364, A bill to be entitled "An Act amending Article 8309c, Workmen's Compensation for employment of counties; providing for the application of Sections 1 and 4, of Article 8306, Revised Civil Statutes of Texas, 1925, as amended, which provides for the waiver of common law defenses of contributory negligence, fellow servant doctrine and assigned risk and further providing for the right of employees when employer is not a subscriber to sue the employer for common law negligence; providing that this Act shall not affect any rights which have vested or accrued prior to the effective date hereof, and retaining prior laws in effect, insofar as injuries sustained prior to the effective date hereof; providing for a savings clause; repealing all laws in conflict and declaring an emergency."

To Committee on Labor and Management Relations.

By Senator Hightower:

S. B. No. 365, A bill to be entitled "An Act relating to the State Board of Dental Examiners and the practice of dentistry and dental hygiene in this state; providing that certain acts relating to prescribing and use of drugs are unlawful and subject to penalties; amending Article 4543, Subsection (1) and (2) of Article 4550a, and Article 4551, Revised Civil Statutes of Texas, 1925, as amended; amending Section 6, Chapter 475, Acts of the 52nd Legislature, Regular Session, 1951 (Article 4551e, Vernon's Texas Civil Statutes); amending Chapter 7, Title 12, Penal Code of Texas, 1925, as amended, by adding new Articles 751b and 751c; repealing all laws in conflict; providing for severability; and declaring an emergency."

To Committee on Public Health.

By Senator Kennard:

S. B. No. 366, A bill to be entitled "An Act amending Chapter 410, Acts of the 53rd Legislature, Regular Session, 1953 (Article 6674v, Vernon's Texas Civil Statutes), by adding two additional directors to the Board of Directors of the Texas Turnpike Authority to be appointed by the Governor with the advice and consent of the Senate, and providing that the annual report required of the Texas Turnpike Authority to the Governor and to the Legislature shall be made on or before the 31st day of March in each year in lieu of the 30th day of January in each year; enacting other provisions relating to said subject; providing for precedence of this Act over other conflicting laws; and declaring an emergency."

To Committee on County, District and Urban Affairs.

By Senator Harrington:

S. B. No. 367, A bill to be entitled "An Act renaming Lamar State College of Technology as Lamar University; amending Chapter 403, Acts of the 51st Legislature, Regular Session, 1949 (Articles 2637a et seq., Vernon's Texas Civil Statutes), by adding a Section 1a; and declaring an emergency."

To Committee on County, District and Urban Affairs.

By Senators Mauzy and Wallace:

S. B. No. 369, A bill to be entitled

"An Act requiring the use of the jury wheel in all counties and providing the source of names to be used for jury wheels; amending Articles 2094, 2095, 2100, and 2101, Revised Civil Statutes of Texas, 1925, as amended; Chapter 529, Acts of the 61st Legislature, Regular Session, 1969 (Article 2100a, Vernon's Texas Civil Statutes); and Chapter 122, Acts of the 50th Legislature, 1947 (Article 2103a, Vernon's Texas Civil Statutes); authorizing the judge of a court to determine the necessary number of jurors to be drawn from the jury wheel; authorizing the parties to a suit to view drawing of names from the jury wheel; amending Article 2096, Revised Civil Statutes of Texas, 1925, as amended; amending Article 2118, Revised Civil Statutes of Texas, 1925, as amended; providing for service by the sheriff to appear and report for jury service; amending Section 1, Chapter 338, Acts of the 45th Legislature, 1937 (Article 2116d, Vernon's Texas Civil Statutes); providing that a court may not excuse a juror for economic reasons; amending Article 2120, Revised Civil Statutes of Texas, 1925; providing for qualifications for jury service; amending Subsection 1, Article 2133, Revised Civil Statutes of Texas, 1925, as amended; providing certain exceptions to jury service; amending Article 2135, Revised Civil Statutes of Texas, 1925, as amended; relating to the number of peremptory challenges to be assigned to parties requiring names of stricken jurors to be returned to the jury wheel; repealing Articles 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2116e, 2119, and 2136, Revised Civil Statutes of Texas, 1925, as amended; Chapter 454, Acts of the 44th Legislature, 2nd Called Session, 1935 (Article 2116c, Vernon's Texas Civil Statutes); and Chapter 395, Acts of the 58th Legislature, 1963, as amended (Article 2103b, Vernon's Texas Civil Statutes); repealing all laws in conflict; providing a severability clause; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Brooks:

S. B. No. 370, A bill to be entitled "An Act amending Chapter 22, Acts 57th Legislature, 3rd Called Session, 1962, as amended (Article 6228a-5, Vernon's Texas Civil Statutes); authorizing the Texas Department of

Mental Health and Mental Retardation and the state schools, state hospitals, and other facilities and institutions under its jurisdiction, and other state and political subdivision hospitals to purchase annuities for their employees; adding a new section to be designated as Section 1A authorizing the Comptroller of Public Accounts to make payroll deductions from salary warrants of participating employees for the purchase of annuities; and declaring an emergency."

To Committee on State Departments and Institutions.

By Senator Brooks:

S. B. No. 371, A bill to be entitled "An Act authorizing the Board of Regents of the University of Houston to grant easements across lands under the control of said Board of Regents; and declaring an emergency."

To Committee on State Departments and Institutions.

By Senator Kennard:

S. B. No. 372, A bill to be entitled "An Act relating to the capture, possession, and use of certain native raptors in the sport of falconry; providing for permit; providing for license; providing for penalty and declaring an emergency."

To Committee on Parks and Wildlife.

By Senator Moore:

S. B. No. 373, A bill to be entitled "An Act amending Section 5 of Chapter 304, Acts of the 55th Legislature, Regular Session, 1957 (Section 5, Article 664-3, Vernon's Texas Civil Statutes); authorizing Community Centers for Mental Health and Mental Retardation Services that are receiving State grants-in-aid under the provisions of Article 4 of the Texas Mental Health and Mental Retardation Act to purchase drugs and medicines through the Board of Control; and declaring an emergency."

To Committee on County, District and Urban Affairs.

By Senators Bernal, Wallace, McKool, Mauzy, Bates, Jordan, Kothmann, Kennard and Harrington:

S. B. No. 374, A bill to be entitled "An Act relating to the authorization for transportation companies which operate in municipalities of the state to set special rates or fares for persons who are over the age of 65 or

who are blind or disabled; and declaring an emergency."

To Committee on Transportation.

By Senator Schwartz:

S. C. R. No. 29, Urging the Texas Industrial Commission to include an energetic, aggressive, properly staffed import division within the agency.

To Committee on Commerce and Industry.

#### Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. C. R. No. 27.

#### House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 229, To Committee on County, District and Urban Affairs.

H. B. No. 499, To Committee on Finance.

#### Senate Concurrent Resolution 30

Senator Jordan offered the following resolution:

S. C. R. No. 30, Requesting that Texas Legislative Council Study Committee on Programs of the Handicapped, as provided by S. C. R. No. 31 of the 61st Legislature, continue to function during duration of inter-agency contract.

The resolution was read.

On motion of Senator Jordan, and by unanimous consent, the resolution was considered immediately and was adopted.

(Senator McKool in Chair.)

#### Messages From the Governor

The following messages received from the Governor were read and referred to the Committee on Nominations:

Austin, Texas,  
February 22, 1971.

To the Senate of the Sixty-second Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointment:

To be District Attorney of the 63rd Judicial District, until the next General Election and until his successor shall be duly elected and qualified: John F. Pettit, of Del Rio, Val Verde County, to replace Douglas A. Newton, of Del Rio, Val Verde County, who has resigned, effective February 28, 1971.

Respectfully submitted,  
PRESTON SMITH  
Governor of Texas

Austin, Texas,  
February 22, 1971.

To the Senate of the Sixty-second Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be Members of the Board of Regents, State Senior Colleges: For six-year terms to expire January 10, 1977: Mrs. Edward A. (Anne) Clark, of Austin, Travis County, to replace Mrs. Savannah Cross Lockey, of Troup, Smith County; Lee Drain, of Dallas, Dallas County, to replace J. L. Huffines, Jr., of Greenville, Hunt County; James Tuttle, of San Marcos, Hays County, to replace John H. Crooker, Jr., of Houston, Harris County.

Respectfully submitted,  
PRESTON SMITH  
Governor of Texas

Austin, Texas,  
February 22, 1971.

To the Senate of the Sixty-second Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointment:

To be a Member of the Board of Directors of the Lavaca-Navidad River Authority: To fill the unexpired term of C. F. Spencer, of Ganado, Jackson County, deceased, term to expire May 1, 1975: Carl Walter Swenson, of Ganado, Jackson County.

Respectfully submitted,  
PRESTON SMITH  
Governor of Texas

#### Senate Resolution 428

Senator Wallace offered the following resolution:

Whereas, On the occasion of the birthday of our distinguished colleague, Senator Barbara Jordan, on the twenty-first day of February, the

Senate of the 62nd Legislature takes pleasure in expressing our warmest regards and best wishes for many more years of health and happiness; and

Whereas, Senator Jordan has served the Senate since 1967 with honor and dignity; she is recognized throughout the United States as an outstanding leader; she possesses the rare ability to command the respect of all political factions, whether or not they agree with her views; now, therefore, be it

Resolved, That the Senate of the State of Texas, by this Resolution, honor Senator Barbara Jordan on her birthday and wish her continued success in every future endeavor.

BARNES,  
Lt. Governor  
WALLACE  
CONNALLY  
AIKIN  
PATMAN  
BROOKS  
GROVER  
WATSON  
McKool  
HARRINGTON  
MAUZY  
BERNAL  
RATLIFF  
CREIGHTON  
KENNARD  
HARRIS  
BRIDGES  
BECKWORTH  
WILSON  
SHERMAN  
KOTHMANN  
MOORE  
HERRING  
SCHWARTZ  
CHRISTIE  
HALL

The resolution was read and was adopted.

#### House Bill 84 Ordered not Printed

On motion of Senator Aikin and by unanimous consent H. B. No. 84 was ordered not printed.

#### House Bill 84 on Second Reading

Senator Aikin moved that Senate Rules 13, 14, 36 and 110 be suspended and that H. B. No. 84 be taken up for consideration at this time.

The motion prevailed.

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 84, A bill to be entitled "An Act amending Statutes establishing and regulating the Teacher Retirement System of Texas, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 84 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 84 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

#### Absent—Excused

Blanchard Hightower

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

## Absent—Excused

Blanchard                      Hightower

(President in Chair.)

## Reports of Standing Committee

By unanimous consent, Senator Hall submitted the following reports for the Committee on County, District and Urban Affairs.

S. B. No. 367 (Floor Report)  
(Amended.)

H. B. No. 229 (Floor Report.)

## Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

H. C. R. No. 12.

H. C. R. No. 39.

H. C. R. No. 45.

Committee Substitute  
Senate Bill 128 on Third Reading

Senator Mauzy moved that Senate Rules 13 and 110 be suspended and that C. S. S. B. No. 128 be taken up for consideration at this time.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

## Absent—Excused

Blanchard                      Hightower

The President laid before the Senate on its third reading and final passage:

C. S. S. B. No. 128, A bill to be

entitled "An Act authorizing the Board of Regents of The University of Texas System to acquire by purchase, exchange, gift, or otherwise certain properties to be used for campus expansion and university purposes in The University of Texas System; etc.; and declaring an emergency."

The bill was read third time.

Senator Mauzy offered the following amendment to the bill:

Amend the Committee Substitute for Senate Bill No. 128, by striking the following words as they appear in Section 1, Subdivision 3, Tract 1, the same being found on lines 6, 7, 8 and 9 of page 2 of the printed copy of the Committee Substitute:

"A tract of land in Galveston County, Texas, on Galveston Island adjacent to Galveston Bay, consisting of approximately 15 acres of land, more or less, which tract will be surveyed for a more detailed description."

and substituting in lieu thereof the following:

"A tract of land on Galveston Island, Galveston County, Texas, north of Strand Street in the City of Galveston and adjacent to Galveston Bay, consisting of 15 acres of land, more or less, which tract will be surveyed for a more detailed description."

The amendment was read and was adopted by the following vote:

## Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

## Absent—Excused

Blanchard                      Hightower

The bill as amended was passed by the following vote:

## Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

## Absent—Excused

Blanchard                      Hightower

**Senate Bill 367 Ordered Not Printed**

On motion of Senator Harrington and by unanimous consent, S. B. No. 367 was ordered not printed.

**House Bill 229 Ordered Not Printed**

On motion of Senator Moore and by unanimous consent H. B. No. 229 was ordered not printed.

**Senate Bill 367 on Second Reading**

Senator Harrington moved that Senate Rules 13, 30 and 36 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 367 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed.

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 367, A bill to be entitled "An Act renaming Lamar State College of Technology as Lamar University; amending Chapter 403, Acts of the 51st Legislature, Regular Session, 1949 (Articles 2637a et seq., Vernon's Texas Civil Statutes), by adding a Section 1a; and declaring an emergency."

The bill was read second time.

Senator Harrington offered the following Committee Amendment to the bill:

Amend Senate Bill No. 367 by renumbering Section 2 as Section 3 and adding a new Section 2 to read as follows:

Section 2. Chapter 403, Acts of the 51st Legislature, Regular Session, 1949 (Article 2637a et seq., Vernon's Texas Civil Statutes), is amended by adding Section 2a to read as follows:

"Section 2a. The Board of Regents shall have the right to make and use a common seal."

The Committee Amendment was read and was adopted.

Senator Harrington offered the following Committee Amendment to the bill:

Amend Senate Bill No. 367 by striking all above the enacting clause and substituting the following:

**A BILL  
TO BE ENTITLED**

An Act renaming Lamar State College of Technology as Lamar University and providing for the adoption of a seal; amending Chapter 403, Acts of the 51st Legislature, Regular Session, 1949 (Articles 2637a et seq., Vernon's Texas Civil Statutes), by adding Sections 1a and 2a; and declaring an emergency.

The Committee Amendment was read and was adopted.

The bill as amended was passed to engrossment.

**Senate Bill 367 on Third Reading**

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 367 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

## Yeas—29

Aikin	Bernal
Bates	Bridges
Beckworth	Brooks

Christie	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz
Harrington	Sherman
Harris	Snelson
Herring	Wallace
Jordan	Watson
Kennard	Wilson
Kothmann	Word
Mauzy	

Absent—Excused

Blanchard                  Hightower

**Senate Bill 38 on Second Reading**

Senator McKool moved that Senate Rules 13 and 110 be suspended and that S. B. No. 38 be taken up for consideration at this time.

The motion prevailed.

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 38, A bill to be entitled "An Act providing that an informal marriage of certain underage persons without parental consent is voidable and requiring written consent of parents to be attached to a declaration of informal marriage; amending Subsection (a) of Section 2.41, Subsections (c), (d), and (e) of Section 1.92, and adding a Subsection (f) to Section 1.92, Family Code; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 38 on Third Reading**

Senator McKool moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 38 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Christie
Bates	Connally
Beckworth	Creighton
Bernal	Grover
Bridges	Hall
Brooks	Harrington

Harris	Ratliff
Herring	Schwartz
Jordan	Sherman
Kennard	Snelson
Kothmann	Wallace
Mauzy	Watson
McKool	Wilson
Moore	Word
Patman	

Absent—Excused

Blanchard                  Hightower

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

Absent—Excused

Blanchard                  Hightower

**Co-author of Senate Bill 38**

On motion of Senator McKool and by unanimous consent, Senator Hall will be shown as Co-author of S. B. No. 38.

**Committee Substitute****Senate Bill 27 on Second Reading**

Senator Brooks moved that Senate Senate Rules 13 and 110 be suspended and that C. S. S. B. No. 27 be taken up for consideration at this time.

The motion prevailed.

The President laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 27, A bill to be entitled "An Act relating to the immunization of persons attending elemen-



tary or secondary schools; amending Section 2.09, Texas Education Code; and declaring an emergency."

The bill was read second time and was passed to engrossment.

(Senator Schwartz in Chair.)

**Committee Substitute  
Senate Bill 27 on Third Reading**

Senator Brooks moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 27 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—28**

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Harrington	Wallace
Harris	Watson
Herring	Wilson
Jordan	Word

**Nays—1**

Hall

**Absent—Excused**

Blanchard                      Hightower

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—28**

Aikin	Harris
Bates	Herring
Beckworth	Jordan
Bernal	Kennard
Bridges	Kothmann
Brooks	Mauzy
Christie	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Harrington	Schwartz

Sherman	Watson
Snelson	Wilson
Wallace	Word

**Present—Not Voting**

Hall

**Absent—Excused**

Blanchard                      Hightower

**Report of Standing Committee**

By unanimous consent, Senator Hall submitted the following report for the Committee on County, District and Urban Affairs:

**H. B. No. 2 (Floor Report).**

**House Bill 229 on Second Reading**

Senator Moore moved that Senate Rules 13, 14, 30, 110 and 36 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 229 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

**Absent—Excused**

Blanchard                      Hightower

The Presiding Officer then laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 229, A bill to be entitled "An Act relating to the assessment equalization and collection of taxes by the Lovelady Independent School District; amending Section 4, Chapter 33, Special Laws, 36th Legisla-

ture, 2nd Called Session, 1919; and declaring an emergency."

The bill was read the second time and was passed to third reading.

#### House Bill 229 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the Presiding Officer laid H. B. No. 29 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

#### Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Jordan	

#### Absent—Excused

Blanchard                      Hightower

#### Bill Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 256.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
February 22, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 11, Creating the Poet Laureate selection committee.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Memorial Resolutions

S. R. No. 427—By Senator Snelson: Memorial resolution for Joseph A. Saragusa.

S. R. No. 430—By Senator Watson: Memorial resolution for Mrs. Robert M. Nichols.

S. R. No. 431—By Senator Watson: Memorial resolution for Corporal Robert (Bob) Humphrey.

S. R. No. 432—By Senator Watson: Memorial resolution for Howard Frank Basquette.

S. R. No. 433—By Senator Watson: Memorial resolution for Mrs. J. H. Youngblood.

S. R. No. 434—By Senator Watson: Memorial resolution for Robert A. Gorham.

S. R. No. 435—By Senator Watson: Memorial resolution for Mrs. Vesta Farmer.

S. R. No. 444—By Senator Watson: Memorial resolution for Mrs. Ann Smith.

S. R. No. 445—By Senator Watson: Memorial resolution for James Orvle Wigginton.

S. R. No. 446—By Senator Watson: Memorial resolution for A. S. Hamilton.

S. R. No. 447—By Senator Watson: Memorial resolution for H. I. (Bill) Kelly.

#### Welcome and Congratulatory Resolutions

S. R. No. 426—By Senator Snelson: Extending welcome to teacher and students, senior class, Rocksprings Public School.

S. R. No. 429—By Senator Jordan: Extending congratulations on birth of son to Mr. and Mrs. William K. Moers, Houston.

S. R. No. 436—By Senator Herring: Extending welcome to teachers and students, fifth grade, Becker Elementary.

S. R. No. 437—By Senator Watson: Extending congratulations to Lawrence Lacy on his selection as "Boss of the Year."

S. R. No. 438—By Senator Watson: Extending congratulations to Porter Riddlehuber.

S. R. No. 439—By Senator Watson: Extending commendation to Mrs. Alma Horton.

S. R. No. 440—By Senator Watson: Extending welcome to Dr. Hubert M. Dawson.

S. R. No. 441—By Senator Watson: Extending welcome to Dr. Wilbur Ball.

S. R. No. 442—By Senator Watson: Extending welcome to Harvey Davis.

S. R. No. 443—By Senator Watson: Extending welcome to Jessie Sapp.

S. R. No. 448—By Senator Herring: Extending welcome to teacher and students, fifth grade, Walnut Creek Elementary.

S. R. No. 449—By Senator Schwartz: Extending welcome to Mr. and Mrs. John Mikosevich.

#### Adjournment

On motion of Senator Aikin the Senate at 12:09 o'clock p.m. adjourned until 10:00 o'clock a.m. tomorrow.

#### APPENDIX

##### Sent to Governor

Monday, February 22, 1971

S. C. R. No. 27.

S. B. No. 256

#### TWENTY-FIFTH DAY

(Tuesday, February 23, 1971)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Bridges
Bates	Brooks
Beckworth	Christie
Bernal	Creighton
Blanchard	Grover

Hall	Patman
Harrington	Ratliff
Harris	Schwartz
Herring	Sherman
Jordan	Snelson
Kennard	Wallace
Kothmann	Watson
Mauzy	Wilson
McKool	Word
Moore	

#### Absent—Excused

Connally                      Hightower

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Hightower was granted leave of absence for today and the remainder of the week on account of important business on motion of Senator Aikin.

Senator Connally was granted leave of absence for today on account of illness on motion of Senator Ratliff.

#### Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S. C. R. No. 11.

S. C. R. No. 28.

#### Message From the Governor

The following message received from the Governor was read and referred to Committee on Nominations:

Austin, Texas,  
February 23, 1971.

To the Senate of the Sixty-second Legislature.

I herewith request the consent of the Senate to recall the appointments of C. C. Gunn, of San Antonio, Bexar County, and Thomas Drought, of San Antonio, Bexar County, to be members of the Board of Directors of the San Antonio River Authority, sub-